

Message Text

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INFO OCT-01 ISO-00 CIAE-00 H-01 INR-07 IO-13 L-03
NSAE-00 OIC-02 OMB-01 PA-01 PM-05 PRS-01 SP-02
SS-15 USIA-06 TRSE-00 DODE-00 NSC-05 ACDA-07 CU-02
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P 270857Z JUL 77
FM USMISSION NATO
TO SECSTATE WASHDC PRIORITY 5095
INFO AMEMBASSY BELGRADE
AMEMBASSY OTTAWA

C O N F I D E N T I A L SECTION 01 OF 02 NATO 07242

BELGRADE FOR USDEL CSCE

E.O. 11652: GDS
TAGS: NATO, PFOR, CSCE, CA
SUBJECT: CSCE: CANADIAN PAPER FOR POLADS WORK ON HUMAN
RIGHTS

REF: (A) NATO 6817, (B) NATO 6338, (C) STATE 144666

SUMMARY: AT JULY 26 MEETING, NUMBER OF POLADS EXPRESSED
RESERVATIONS REGARDING CANADIAN PROPOSAL THAT ALLIES PRO-
MOTE AT BELGRADE A RESOLUTION CALLING FOR CSCE STATES TO
RATIFY THE COVENANT ON CIVIL AND POLITICAL RIGHTS AND ITS
OPTIONAL PROTOCOL AND TO MAKE A DECLARATION UNDER ARTICLE
41 OF THE COVENANT (REF A). ACTION REQUESTED: SEE PARA 4.
END SUMMARY.

1. NETHERLANDS REP BELIEVED DRAWBACKS OF CANADIAN PROPOSAL
OUTWEIGHED POSSIBLE ADVANTAGES, SINCE, UNLIKE EASTERN EURO-
PEAN STATES, NOT ALL NATO COUNTRIES ARE PARTIES TO THE
COVENANT, AND THE EAST MIGHT CRITICIZE WEST FOR NOT ALSO
PROMOTING COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS.
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UK REP BELIEVED CANADIAN PROPOSAL WOULD HIGHLIGHT DIFFER-
ENCES AMONG NATO COUNTRIES AND EAST WOULD SEE IT AS CON-
FRONTATIONAL IN APPROACH. FRG REP SAW LITTLE PRACTICAL
VALUE IN CANADIAN PROPOSAL SINCE EASTERN STATES DID ACCEPT
THEIR OBLIGATIONS UNDER THE COVENANT IN GOOD FAITH. FRENCH
REP REAFFIRMED RESERVATIONS OF HIS AUTHORITIES REGARDING
CANADIAN PROPOSAL. TURKISH REP THOUGHT THE WEST WOULD GAIN

NOTHING FROM CANADIAN PROPOSAL, AND SAW DRAWBACKS TO HINGING NEW WESTERN PROPOSAL IN HUMAN RIGHTS FIELD TO A UN COVENANT. US REP DREW ON PARA 4C REF (C), NOTING OUR INTEREST IN ALLIED VIEWS. IS REP SAID CANADIAN PROPOSAL SEEMED TO RUN COUNTER TO ALLIED OBJECTIVE IN NEGOTIATING PRINCIPLE VII OF HIGHLIGHTING THE UNIVERSAL DECLARATION OF HUMAN RIGHTS RATHER THAN THE COVENANTS WHICH CONTAINED BROAD ESCAPE CLAUSES.

2. POLADS ALSO DISCUSSED SUGGESTION, IN CANADIAN PAPER CIRCULATED TO PERMREPS (REF B), OF PROMOTING AN ACKNOWLEDGMENT AT BELGRADE OF THE RIGHT OF INDIVIDUALS TO HAVE A DIALOGUE WITH THEIR GOVERNMENTS AND TO HOLD THEIR GOVERNMENTS RESPONSIBLE FOR THE INTERNATIONAL COMMITMENTS THAT THEY HAVE UNDERTAKEN. WHILE SOME REPS BELIEVED THIS SUGGESTION MIGHT ALSO BE CONFRONTATIONAL, OTHERS BELIEVED IT SHOULD BE STUDIED CAREFULLY AS A POSSIBLE ALLIED PROPOSAL FOR EXPANDING "THE RIGHT OF THE INDIVIDUAL TO KNOW AND ACT UPON HIS RIGHTS AND DUTIES IN THIS FIELD" MENTIONED IN PRINCIPLE VII.

3. CANADIAN REP INFORMED US AFTER THE MEETING THAT HE WAS UNSURE WHETHER HIS AUTHORITIES WILL PRESS AHEAD WITH PROPOSAL (REF A) IN VIEW OF NEGATIVE ALLIED REACTIONS TO DATE OR WHETHER CANADIANS WOULD REVISE THEIR PAPER ON HUMAN RIGHTS TO PROVIDE A BROADER FOCUS FOR FURTHER POLADS DIS-

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CUSSIONS.

4. ACTION REQUESTED: IF POSSIBLE BY AUGUST 2, WASHINGTON VIEWS ON CANADIAN PROPOSAL (REF A), AND ON CANADIAN PROPOSAL DISCUSSED IN PARA 2 ABOVE.

5. THERE FOLLOWS TEXT OF CANADIAN NOTE ON CURRENT STATUS OF CSCE STATES' ADHERENCE TO THE COVENANT ON CIVIL AND POLITICAL RIGHTS.

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BEGIN TEXT:

ACCORDING TO THE INFORMATION AVAILABLE TO THE CANADIAN AUTHORITIES, THE FOLLOWING CSCE STATES HAVE:

(A) SIGNED (24)/RATIFIED (15)/ACCEDED TO (1) THE UNITED NATIONS COVENANT ON CIVIL AND POLITICAL RIGHTS -

AUSTRIA(S); BELGIUM(S); BULGARIA(S)(R); CANADA(A); CYPRUS (S)(R); CZSSR(S)(R); DENMARK(S)(R); FINLAND(S)(R); GDR(S)(R) FRG(S)(R); HUNGARY(S)(R); ICELAND(S); IRELAND(S); ITALY(S); LUXEMBOURG(S); NETHERLANDS(S); NORWAY(S)(R); POLAND(S)(R) BUT

UN SECRETARY-GENERAL HAS NOT YET COMMUNICATED THIS INFORMATION TO MEMBER STATES); PORTUGAL(S); ROMANIA(S)(R); SPAIN(S)(R); SWEDEN(S)(R); USSR(S)(R); UNITED KINGDOM(S)(R); YUGOSLAVIA(S)(R);

(B) MADE A DECLARATION UNDER ARTICLE 41 OF THIS COVENANT -

DENMARK; FINLAND; FRG; NORWAY; SWEDEN; UNITED KINGDOM;

(C) SIGNED (8)/RATIFIED (4)/ACCEDED TO (1) THE OPTIONAL PROTOCOL TO THIS COVENANT -

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INFO AMEMBASSY BELGRADE

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C O N F I D E N T I A L SECTION 02 OF 02 NATO 07242

AUSTRIA (S); CYPRUS(S); CANADA(A); DENMARK(S)(R); FINLAND(S)(R); ITALY(S); NETHERLANDS(S); NORWAY(S)(R); SWEDEN(S)(R)
AND

(D) SIGNED (25)/RATIFIED (16)/ACCEDED TO (1) THE UNITED NATIONS COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS -

AUSTRIA(S); BELGIUM(S); BULGARIA(S)(R); CANADA(A); CYPRUS(S)(R); CZSSR(S)(R); DENMARK(S)(R); FINLAND(S)(R); GDR(S)(R)
FRG(S)(R); HUNGARY(S)(R); ICELAND(S); IRELAND(S); ITALY(S); LUXEMBOURG(S); MALTA(S); NETHERLANDS(S); NORWAY(S)(R); POLAND(S)(R); PORTUGAL(S); ROMANIA(S)(R); SPAIN(S); SWEDEN(S)(R); USSR(S)(R); UNITED KINGDOM(S)(R); YUGOSLAVIA(S)(R).

END TEXT. BENNETT

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